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PART-IIA

GOVERNMENT OF MEGHALAYA

NOTIFICATIONS

The 26th September, 2022.

No.MAC.60/2022/22. - In pursuance of Government of India D.O. letter No.SAK-17011/1/2019-SAK-MoMA, dated 16th June, 2022 and in recognition of the development of Art and Craft Villages (Also known as Hub Villages) under Pradhan Mantri Virasat ka Samvardhan (PM VIKAS) with the concentration of artisan population having proximity to existing tourist circuits or in places with substantive scope for development of cultural tourism in the State, and with a view to enhance the economic livelihood, the following villages in Meghalaya have been identified on the basis of their inherent Cultural Wealth & Substantial presence of a living & engaged artistic community:-

- a) **Wahkhen Village, East Khasi Hills District:-** This village is well known for its indigenous expertise in the development of traditional musical instruments & musicians and their inherent skills with Bamboo crafts. The Seing Riti Institute has substantially contributed in the protection and preservation of the overall cultural heritage in the village in particular and Meghalaya in general.
- b) **Larnai Village, West Jaintia Hills District:-** This village is well known for its traditional black clay pottery, which is unique to the region. Women are predominantly and actively engaged in the production of the Black Clay Pottery, which is completely hand crafted without the use of a potter's wheel. This unique craft form not only showcases & revives the arts and crafts but also occupies a salience in the overall cultural consciousness of the community.
- c) **Pahambir Village, Ri-Bhoi District:-** This village is well known amongst researchers and folklorists for its plethora of folktales, myths and legends. Its inherent orality has manifested into different craft forms such as innovative bamboo structures, games, toys and musical instruments, including indigenous cuisine and beverages which collectively make it a cultural magnet
- d) **Tangmang Village, East Khasi Hills District:-** It is a village where weaving is second nature. Blessed in abundance with natural beauty, this village is known for its refined Bamboo Mat weaving and basketry which is predominantly pursued by the highly skilled craft's women of the village. The village also

produces premium quality spices such as bay leaf and wild peppers including the widely popular betel-nut and leaf.

- e) **Mairang Village, Eastern-West Khasi Hills District:-** An art hub, known to be full of artistic minds abounding in the art of sculptures, paintings, woodcrafts, woodcut and printmaking, the people of Mairang stand out as a vibrant creative community who support and nurture the arts in all its forms and dimensions.
- f) **Amindagre Village, West Garo Hills District:-** The only village that resembles a living wood craft museum. It is well known as the cleanest village of the Garo Hills region and also has earned a recognition for its wood and stone crafts which attracts many visitors and buyers from across the region. Their indigenous arts and culture is wonderfully articulated and preserved through their exquisite wooden sculptures and installations which are spread across the various alleys and pathways that crisscross the village.

In recognition of the overall collective mastery of their arts and crafts practices and their continued contributions to the protection, preservation and promotion of the cultural heritage and legacy of Meghalaya and with a view to meeting the aspirations of the artists & master craftsmen, through better built-up infrastructure, upscaling, financial assistance, promotion, selling & marketing, integrating the sectors with the latest technology, the Governor of Meghalaya is pleased to declare - 'Wahkhen Village, Larnai Village, Pahambir Village, Tangmang Village, Mairang & Amindagre Village', as 'Art and Craft Villages' (also known as Hub Villages) under PM VIKAS Scheme.

This will enable them to further develop themselves as self-reliant, vibrant villages, uplifting women artisans and further developing the artisan community to move forward on the principles of diversity, adaptability, skill & innovation, while endeavoring to produce the best of traditional arts, music, crafts, & cuisine and to cater to in-house residency programs, enhancing visitor's experience and knowledge sharing in all aspects of culture amongst the citizens of the state, nation and the global community at large.

F. R. KHARKONGOR,

Commissioner & Secretary to the Govt. of Meghalaya,
Arts & Culture Department, Meghalaya.

The 29th August, 2022.

No.UAU.5/2017/Pt/139. - In order to exercise the powers conferred under Section 36 *read* with Section 22 of the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014, (Central Act No. 7 of 2014) the Governor of Meghalaya is pleased to notify the following Rules namely:-

1. Short title and commencement -

(1). These Rules may be called The Meghalaya Street Vendors (**Protection of Livelihood and Regulation of Street Vending**) Rules — 2022 for State of Meghalaya.

(2). They shall extend to the whole State of Meghalaya.

(3). It shall come into force on such date, as to be notified in the Official Gazette by the Government.

2. Definitions- In these Rules, unless the context otherwise requires:-

- i. "Act" means the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014.
- ii. "Form" means a form appended to these Rules;
- iii. "Gazette" means Gazette of the State of Meghalaya.
- iv. "Grievance Redressal and Dispute Resolution Committee" means a committee constitute by the Government under Section 20 of the Act.
- v. "Government" means the Government of Meghalaya.
- vi. "Local Authority" means the Chief Executive Officer / Executive Officer Municipality,
- vii. "Rules" means **The Meghalaya Street Vendors (Protection of Livelihood and Regulation of Street Vending) Rules - 2022.**
- viii. "Schedule" means a schedule appended to these Rules,
- ix. "Scheme" means a scheme framed by the State Government
- x. "Town Vending Committee" means the body constituted by the appropriate Government under Section 4 of the Act;

All words and expressions used and not defined shall have the meaning respectively assigned to them in the Act.

3. Prescription of the age for issue of certificate of vending - The qualifying age for a street vendor for obtaining the Certificate of Vending shall be eighteen (18) years.

4. Constitution of Town vending Committee: - There shall be a Committee constituted to be known as the Town Vending Committee. The Committee shall consist of the following persons:-

A. Official Members

i. The Chief Executive Officer/ Executive Officer	-	Chairperson
ii. Representative of Deputy Commissioner Not below the rank of Additional Deputy Commissioner	-	Member Secretary
iii. Representative of Police Not below the rank of Assistant Superintendent of Police	-	Member
iv. Representative of Traffic Police	-	Member
v. District Health Medical Officer	-	Member
vi. Representative of Planning Authority	-	Member
vii. Representative of concerned Autonomous District Councils	-	Member

B. Non — Official members-

- i. Representatives of the street vendors shall not be less than forty percent of total members in the committee;
- ii. One representative from Market and Trade Associations;
- iii. One representative from Non-Government Organizations and Community Based Organizations shall not be less than ten percent of total members in the committee;
- iv. One representative from Local Traditional Institution wherever applicable; and
- v. One representative from Nationalized Lead Bank of the city or town, as the case may be.

5. **Provisional Town Vending Committee.** - (1) Notwithstanding anything contained in Rule 4, the Local Authority/ municipality shall constitute the Provisional Town Vending Committee, till such time, as the survey of street vendors is completed and election of the representatives of street vendors is held on the basis of such survey. The Local Authority shall nominate all the members of the Provisional Town Vending Committee of various categories as required under the Act for this purpose.

(2) The nomination of street vendors to the Provisional Town Vending Committee, under Sub-Rule (1), shall be based on the document which establishes the status of the person as a street vendor in the city or town for the last more than six months, for which the Provisional Town Vending Committee is to be constituted.

(3) The duration of the Town Vending Committee constituted under Sub-Rule (1) shall not be more than one year or till such time as the election of the street vendors to the Town Vending Committee could be held on the basis of the survey undertaken, whichever is earlier.

6. **Mode of election or selection of Non-Official members.**- (1) While holding election of the street vendors to the Town Vending Committee, the Town Vending Committee, if it deems fit, shall decide the number of seats to be represented by Scheduled Castes, Scheduled Tribes, Other Backward Classes, Minorities and persons with disabilities on a rotation basis;

- (2) For ensuring one-third representation for women, the Town Vending Committee shall decide the number of seats of reserved and open categories before each election which shall be represented by a women candidate only;
- (3) The Local Authority, by resolution, may decide for the mode of nomination of the members from the Street Vendor Associations, Market and Trade Associations, Non Government Organization, etc. by any one of the following procedures:-
- (i) Where it has been decided to go for a ballot based election for the non-official members of the Town Vending Committee, the institution wise election shall be conducted by the Returning Officer appointed by the Government in consultation with the Local Authority; and
 - (ii) Where it has been decided to select by lot, the following procedure shall be followed, namely:-
 - (a) The Local Authority shall publish a notice calling for applications for the membership of the Town Vending Committee, on its website and in any two prominent local newspapers published in English and local language of the area. A copy of the notice shall also be displayed in any conspicuous place in the local market or markets within the jurisdiction of the Local Authority;
 - (b) The publication of such notice shall contain, amongst other things, the date of publication, the form for the application, qualification of the candidate, the last date for submission and the manner of submission of the application ;
 - (c) The notice shall be published thirty days prior to the last date for the submission of applications for membership of the committee;
 - (d) Any person, being member of any association of street vendors, the market association, the traders association, Non-Governmental Organization and community based organization and Local Traditional Institution is eligible to apply for membership of committee; Provided that such person must have completed the age of eighteen years and had not been convicted by any court of law for any criminal offence declaring him incompetent to take part in the general election;
 - (e) The Local Authority may seek information, with respect to, particulars of the applicant and details of work experience, particularly in the jurisdiction of informal market or markets and street vending within the jurisdiction of the Local Authority, and such other information as it may deem fit;
 - (f) The Local Authority, on receipt of such applications shall allot a unique number to each application and communicate the same to every applicant;
 - (g) If the applications received for a category are more than the required numbers, the Local Authority shall select the member on the basis of lot to be drawn in the presence of interested parties.

- (4) The election for the members of the Town Vending Committee from amongst the street vendors shall be conducted in the manner provided in the Schedule appended to these Rules:
- (5) The National Lead Bank shall nominate one of its officials as a member for the committee:
- (6) The Local Authority shall put the aforesaid information and the list of nominated members of Town Vending Committee on its website, within thirty days from the last date for submission of application for the membership of the committee:
- (7) The formation of the Town Vending Committee (both official and non-official members) shall be published by the Local Authority in the Official Gazette.

7. Manner of election of the members of the Town Vending Committee from amongst the street vendors:-

- (1) The Local Authority shall by a notification express its intention to conduct elections for the members of a Town Vending Committee representing the street vendors of the area under the jurisdiction of the Local Authority.
- (2) The Local Authority shall appoint a Returning Officer for the purpose of conducting election of members of the Town Vending Committee representing the street vendors of the area under the jurisdiction of the Local Authority.
- (3) The Returning Officer appointed under clause 2 shall conduct the elections for the members of the Town Vending Committee from amongst the street vendors in the manner provided here in after.
- (4) A mobile vendor, stationary vendor or street vendor shall be disqualified to be elected as member of Town Vending Committee if he is convicted of an offence involving moral turpitude or he is physically or mentally incapable of discharging duties as a member of a Town Vending Committee.
- (5) The Local Authority shall supervise, direct and control the conduct of elections of the members of a Town Vending Committee representing the street vendors in the area of its jurisdiction.
- (6) As soon as the notification expressing the intention of the Local Authority to conduct elections of the members of the Town Vending Committee representing the street vendors has been issued and a Returning Officer has been appointed for conducting the election, the Local Authority shall by a resolution determine the date, time and place for conduct of the election.
- (7) The notice of the resolution or decision of the Local Authority shall be circulated among the street vendors engaged in the vocation of street vending in the area of jurisdiction of the Town Vending Committee, by any of the following modes, namely:-

by public notice to be published in two prominent daily newspapers out of which one shall be in local language of the area;

- (a) by local delivery;
- (b) by post under certificate of posting;
- (c) by speed post or courier services, duly registered with competent authority as well as on the notice board of the Returning Officer.
- (d) The notice shall contain information regarding: -
 - (i) the number of members to be elected including seats reserved for representation of Scheduled Tribes, Scheduled Castes, Other Backward Classes, women, persons with disabilities, minorities or any other specified categories;
 - (ii) the date on which, the place at which and the hours between which nomination papers shall be filed, such date being not less than seven clear days before the date fixed for election or if that day happens to be public holiday, the next succeeding day which is not a public holiday;
 - (iii) the date and the hour for scrutinisation of the nomination papers; and
 - (iv) the date, place and the hours of the polling.
- (8) The Local Authority shall prepare a list of street vendors engaged in the vocation of street vending in the area of jurisdiction of the Town Vending Committee as it stood on thirty days before the date fixed for inviting the nominations and publish copies of the said list by affixing it on the notice board of the Town Vending Committee, not less than ten days prior to the date fixed for inviting nominations. The list shall specify the registration number of certificate of street vending and name of the street vendor, name of father or husband, as the case may be, and the address of the street vendor. It shall be the duty of the Town Vending Committee or the Local Authority, as the case may be, to bring up-to-date register of street vendors and such other registers as the Returning Officer may require and hand over such records or registers to the Returning Officer thirty days prior to the date fixed for the purpose of election. A copy of the list shall be supplied by the own Vending Committee or the Local Authority or the Returning Officer, as the case may be, to any street vendor on payment of such fee as specified by the Local Authority.
- (9) The nominations of the candidates for election shall be made in **Form - I** which shall be supplied by the Returning Officer to any street vendor free of cost.
- (10) The candidate shall make a security deposit of rupees two thousand in cash or bank draft or pay order alongwith the nomination papers. If a candidate fails to get one sixth of the votes polled, the security deposit shall be forfeited to the Local Authority.
- (11) Every nomination paper shall be presented in person by the candidate himself or by his proposer or seconder to the Returning Officer. The Returning Officer shall enter on the nomination paper its serial number and certify the date and hour at which the nomination is received by him and shall immediately give a written acknowledgement for the receipt of nomination paper which shall bear the seal of the Town

Vending Committee or Returning Officer. Any nomination paper which is not received on or before the date and time fixed for its receipt shall be rejected.

- (12) (a) On the day following the date fixed for the receipt of nomination papers, the Returning Officer shall take up the security of the nomination papers;
- (b) The Returning Officer shall examine the nomination papers and decide objections in respect of any nomination and may either on such objection or on his own motion and after such summary inquiry, if any, as the Returning Officer thinks necessary, reject any nomination:

Provided that the nomination of a candidate shall not be rejected merely on the ground of an incorrect description of his name or the name of his proposer or seconder or any other particulars relating to the candidate or his proposer or seconder, as entered in the list of street vendors referred to in clause 8 if the identity of the candidate, the proposer or seconder, as the case may be, is established beyond reasonable doubt.

- (c) The Returning Officer shall give all reasonable facilities to the contesting candidates or the proposer or seconder as the case may be, to examine all the nomination papers and to satisfy themselves that the inclusion of the name of the contesting candidate is valid;
- (d) The Returning Officer shall endorse on each nomination paper his decision accepting or rejecting the same and if the nomination paper is rejected he shall record in writing a brief statement of his reasons for such rejection; and
- (e) The Returning Officer shall not allow any adjournment of the proceedings except when such proceedings are interrupted or obstructed by riots or affray or by causes beyond his control.
- (13) The list of valid nominations as decided by the Returning Officer with names in English alphabetical order and addresses of the candidates as given in the nomination papers shall be displayed or published on the same day on which the scrutiny of the nomination papers is completed.
- (14) Any candidate may withdraw his candidature by notice in writing signed by him and submitted in person, at any time after the presentation of his nomination paper but before 5:00 p.m. on the day following the day on which the valid nominations are published, to the Returning Officer of the Town Vending Committee. A notice of withdrawal of candidature once given shall be irrevocable.
- (15) Where the number of candidates whose nomination papers have been declared valid, does not exceed, the number of candidates to be elected, the Returning Officer shall announce the names of all such candidates and declare them to have been duly elected to the Town Vending Committee after closing hour of the day of withdrawal of candidatures fixed under clause 14 above. Where the number of candidates whose nominations are valid exceeds the number to be elected, the Returning Officer shall arrange for conducting a poll soon the date fixed for the purpose. The Returning Officer may appoint one or more Polling officers as may be necessary for conducting the poll. The ballot paper to be used for the election shall be in

Form - II.

- (16) The Local Authority shall provide the Returning Officer with ballot boxes, ballot papers, copy of list of street vendors or voters and such other articles as may be necessary for the conduct of elections. The ballot box shall be designed in such a way that ballot papers can be inserted therein but cannot be taken out there from without the boxes being unlocked. A candidate contesting the election may, by a letter to the Returning Officer, appoint an agent to represent him for both the places where polling is held to identify the voters and to watch the recording of votes. Such letter shall contain consent in writing of the agent concerned in

Form - III.

- (17) The canvassing for votes by any person at any place where election is to be conducted shall be prohibited.
- (18) Immediately before the commencement of the poll, the Returning Officer shall show the empty ballot box to such persons as may be present at the time and shall then lock it up and fix his seal. The candidate or his agent may also affix his own seal, if he so desires.
- (19) Every street vendor or voter who desires to exercise his right to vote shall be supplied with a ballot paper containing the names of the contesting candidates arranged in English alphabetical order either printed, type written or cyclostyled, according to convenience, on the ballot paper. The ballot paper shall also bear the seal of the Town Vending Committee and also the initials of the Returning Officer, and further contain a column, for the voter to inscribe a mark [x] against the names of the persons to whom he wants to vote.
- (20) Each polling station and where there is more than one polling booth at a station, each such booth shall contain a separate compartment in which the street vendor or voters can record their votes in secrecy.
- (21) No ballot paper shall be issued to a street vendor or voter unless the Polling Officer is satisfied that the street vendor or the voter concerned is the same person as noted in the list furnished to him. On receipt of such ballot paper the street vendor or voter shall proceed to the polling compartment set up for the purpose and indicate the person or persons in whose favour he exercises his vote by inscribing a mark [x] against the names of the candidate or candidates, as the case may be, and drop the ballot paper in the ballot box kept for the purpose with utmost secrecy. If owing to blindness or other physical infirmity or illiteracy, the street vendor or voter is unable to inscribe the mark on the ballot paper, the Polling Officer and where no such Polling Officer is appointed, the Returning Officer shall ascertain from him the candidate or candidates in whose favour he desired to vote, inscribe the mark [x] on his behalf and drop the ballot paper in the ballot box.
- (22) If at any stage of the polling, the proceedings are interrupted or obstructed by any riot or affray at such elections and it is not possible to take the poll for any sufficient cause, the Returning Officer may

- stop the polling recording his reason for such action in the minute book of the Town Vending Committee.
- (23) No street vendor or voter shall be admitted after the hours fixed for the poll but a voter who enters the premises where ballot papers are being issued before the close of the polling hour shall be issued the ballot paper and allowed him to vote.
- (24) The counting of votes shall take place immediately after closure of the poll. If this is not possible, the ballot box shall be sealed with the seal of the Returning Officer and the contesting candidates or their agents, if they so desire, and deposit such ballot box with the Local Authority for custody. The Returning Officer shall then announce the next day of counting. The votes shall be counted by or under the supervision of the Returning Officer. Each candidate and his authorized agent shall have a right to be present at the time of counting. But absence of any candidate or his agent at the time of counting shall not vitiate the counting and the announcements of results by the Returning Officer. The number of votes secured by each candidate and the result of election shall be announced by the Returning Officer as soon as the counting is over.
- (25) The result of the elections shall also be recorded in the minute book of the Town Vending Committee and attested by the Returning Officer and shall also be notified immediately on the notice board of the Town Vending Committee.
- (26) In case of equal number of votes, the Returning Officer shall declare the election result by tossing coin.
- (27) The ballot paper shall be rejected by the Returning Officer if, -
- (a) it bears any mark by which the street vendor's vote can be identified;
 - (b) it does not bear the seal of the Town Vending Committee or the initials of the Returning Officer;
 - (c) the mark indicating the vote thereon is placed in such a manner as to make it doubtful to which the candidate vote has been casted; and
 - (d) is so damaged or mutilated that its identity as a genuine ballot paper cannot be established.
- (28) After the declaration of the result of election, the same alongwith a report thereon shall be communicated to the Local Authority as well as to the State Government by the Returning Officer, within three days from the date of declaration of the election result.
- (29) After the declaration of the result of the election, the Returning Officer shall handover the ballot paper and records relating to the elections of the members of the Town Vending Committee to the Local Authority in a sealed cover. These shall safely be preserved by the Local Authority for a period of six months from the date of elections or till such time a dispute regarding elections, if any, filed is disposed of, whichever is later and shall thereafter be destroyed by the Local Authority. A

copy of the handing over and taking over record of election shall be sent to the Government as well as to the Local Authority by the Returning Officer along with his report.

8. Duration of Town Vending Committee:- (1) The term of Town Vending Committee shall be five years from the date of its constitution.

(2) The process of constituting new Town Vending Committee shall be completed before the expiry of the term of the existing committee.

9. Removal of member of Town Vending Committees: - If in the opinion of the Local Authority, any member of the Town Vending Committee persistently makes default in the performance of his duties conferred on him under the Act or the Rules made there under or exceeds or abuse its power, the Chairperson may, by order, remove such member from Town Vending Committee: Provided that such member shall be given a reasonable opportunity of being heard before passing an order of removal.

10. Method of filling of vacant posts: - Where any vacancy occurs in the existing Town Vending Committee due to resignation, death, removal of any member or for any other reason, the same procedure as laid down in Rules 6 of these Rules shall be followed for filling up such vacancy.

11. Allowances to non-official members: - The non-official members shall be entitled to a sitting fee as may be decided by the Local Authority which shall not exceed Rs.500/-. In case of non-quorum meeting fifty per cent of the sitting fee shall be paid to such members who have attended such non quorum meeting.

12. Procedure for meeting of Town Vending Committee - (1) The Town Vending Committee shall decide in its first meeting, the various procedure aspects relating to conduct of its business.

(2) The time and venue of the meeting shall be decided by the Chairperson.

(3) The meeting notice shall be issue before 7 (seven) days of a scheduled meeting.

(4) The agenda of items to be discussed in the meeting shall be circulated to the members and put up on official designated website. Each agenda item shall be accompanied by a detailed note bringing out the issues involved with the clear recommendation, if any, made by the administration.

(5) The quorum for conduct of the meeting shall be one third of the total strength of the Committee.

(6) The decision shall be taken on the basis of the majority of members present at the meeting.

(7) No meeting shall be carried on in the absence of the quorum and where there is no quorum, the meeting shall be adjourned.

(8) The minutes of the meeting shall be signed by the Chairperson and shall be placed in the subsequent meeting of the Committee for confirmation.

(9) The minutes of the meeting, orders and decisions of the Town Vending Committee shall be notified and placed on the notice board of the Town Vending Committee and on the local body website or the Town Vending Committee may decide to have its own website.

(10) The meeting of the Committee shall be held at least once in every quarter.

(11) The first meeting of the newly constituted Committee shall be fixed within 15 (fifteen) days from the date of its constitution.

13. Status paper and street vending scenario shall be placed by Local Authority - (1) After the procedure details are finalized by the Town Vending Committee, and before it takes up the regular business, the Local Authority shall circulate a status paper of the street vending scenario in the City or Town amongst the members of the Committee containing the following details, namely:-

- (i) The areas of street vending in the City or Town indicated in the maps,
- (ii) The number of street vendors in the City or Town where a survey has already been conducted, otherwise indication can be given about the approximate numbers,
- (iii) Information about the high footfall areas, lean footfall areas and mid-range areas from the street vending angle,
- (iv) The areas of vending, areas declared as no vending zones, etc., the likely high footfall places in the areas under development,
- (v) A broad category of goods allowed to be sold and as per restriction imposed by the Hon'ble Supreme Court as well as Hon'ble High Court,
- (vi) The problem areas from the traffic angle,
- (vii) Enumeration of the relevant provisions of the Prevention of Food Adulteration Act, 1954, and cleanliness and enforcement drive,
- (viii) Enumeration of health and hygiene aspect needs to be taken care of by the street vendors.

14. Functions of Town Vending Committee - (1) Without prejudice to any other provisions of the Act, a Town Vending Committee shall perform the following functions:-

- (i) To conduct surveys within the area of its jurisdiction to identify street vendors in the area and ensure their accommodation in accordance with the norms, plan and the holding capacity within area of its jurisdiction.
- (ii) To issue certificate of vending to an eligible street vendor after obtaining an undertaking from him to comply with the terms and conditions subject which the certificate of vending is issued as specified in the scheme.

- (iii) To cancel or suspend certificate of vending of street vendors who commit breach or any other terms and conditions specified for regulating street vending under the Act or schemes made under the Act or misrepresentation or fraud.
- (iv) To recommend to the Local Authority an area in its jurisdiction for declaration of the same to be a non-vending area.
- (v) To identify sites and spaces for vending and hawking.
- (vi) To regulate timings for vending to ensure non-congestion of public spaces.
- (vii) To furnish recommendations to the Local Authority in relation to the preparation of plan to promote the vocation of street vendors.
- (viii) To hold its meeting and take appropriate decisions to ensure efficient discharge of its function.
- (ix) to furnish recommendations to the Local Authority in relation to the preparation of plan to promote the vocation of street vendors;
- (x) to hold its meetings and take appropriate decisions to ensure efficient discharge of its functions;
- (xi) to associate technical and professional persons with itself on temporary basis for obtaining assistance or advice in carrying out any of the provisions of the Act;
- (xii) to publish the street vendor's charter specifying therein the time within which the certificate of vending shall be issued to the street vendors and time within which such certificate of vending shall be renewed and other activities to be performed within the time limit specified therein;
- (xiii) To maintain up to date records of registered street vendors and street vendors to whom certificate of vending has been issued in accordance with the provisions of the Act.
- (xiv) to carry out social audit of its activities under the Act or these Rules or the scheme made there under;
- (xv) to furnish from time to time to the Government and the Local Authority such returns as may be prescribed under the Act and these Rules;
- (xvi) to furnish comments to the Government for undertaking promotional measures of making available credit, insurance and other welfare schemes of social security for the street vendors;
- (xvii) To raise awareness among the public about the role of the street vendors in the economy.
- (xviii) To perform such functions as assigned by the Local Authority or the State Government for effective implementation of the Act.

15. **Sub-Committee for specific issue:-** (1) The Town Vending Committee may decide and form a sub-committee consisting of its members, to examine and come up with the suggestions on any specific issue which may crop up from time to time.

- 16. Employees of Committee:** - (1) The Town Vending Committee shall have its permanent office at such place as may be decided by the Local Authority.
- (2) The Local Authority shall provide adequate staff at their cost as requested by the Town Vending Committee but no permanent burden shall be created by the Committee on account of the establishment cost.
- 17. Manner of maintenance of records of street vendors by Town vending committee:** - (1) Every Town vending committee shall maintain up to date records as prescribed in the scheme in the electronic form.
- 18. Engagement for associating members:** - (1) The Town Vending Committee may engage and associate with groups, experts and members as may be required with the approval of the Local Authority and Planning Authority as per job/domain/task falling under the responsibility of the Local Authority and Planning Authority. However in doing so they may ensure there is no conflict of interest in the matter. Such associated members shall be paid an honorarium not exceeds ₹ 500/- per sitting.
- 19. Constitution of Grievance Redressal Committee:** - (1) The State Government shall constitute one or more Grievance Redressal Committees for redressal of grievances or resolution of the disputes of the street vendors.
- (2) The State Government shall decide the area of jurisdiction and the headquarters of the Grievance Redressal Committee.
- (3) The State Government shall appoint a Civil Judge or a Judicial Magistrate as a Chairperson and two other persons as members of the Grievance Redressal Committee.
- (4) Out of two other members of the Grievance Redressal Committee, one shall be a retired Officer of the State Government from a Group 'A' post and the Second Member of the Committee shall be a permanent Social Worker, preferably a person having an experience in the field informal economy including street vending.
- (5) The tenure of the Grievance Redressal Committee shall be three years.
- (6) The Chairperson and the members of the Grievance Redressal Committee shall be paid such remuneration as may be decided by the State Government from time to time.
- 20. Form and manner of making application to Grievance Redressal Committee:-** (1) Any street vendor who has any grievance or dispute in respect of anything done or any action taken under the provisions of the Act (except Section 11) or the Rules made there under may make an application in writing in **Form-IV**, either himself or through his representative, to the Grievance Redressal Committee.
- (2) Such application shall be filed by the street vendor within a period of thirty days from the date of occurrence of any incident causing the grievance or dispute.
- (3) The Grievance Redressal Committee shall not entertain any application where-

- (i) The application is anonymous or it contain general and vague allegations;
- (ii) The matter is sub-judice in any court of law, tribunal or a judicial or a quasi-judicial authority;
- (iii) The matter is beyond the purview of the Act; and
- (iv) The applicant has no locus standi to file an application.

21. Manner of hearing by Grievance Redressal Committee:- (1) On receipt of an application under Rule 19, the Grievance Redressal Committee shall hold a preliminary hearing with the applicant to determine as to whether there is a *prima facie* case and whether the balance of convenience is in favour of applicant. The street vendor may also pray for the interim relief during the pendency of such application.

- (2) The result of the preliminary hearing shall be pronounced at the conclusion of the hearing and shall be recorded in writing and communicated to the applicant. The Grievance Redressal Committee may grant or refuse the interim relief, if any, prayed by the street vendor, with the reasons recorded in writing.
- (3) Where it has been held by the Grievance Redressal Committee that there is a *prima facie* case, a notice shall be issued to the Local Authority containing the details of the grievance or dispute.
- (4) The Local Authority, on receipt of such notice, will file a reply within a period stipulated in the notice. A copy of the reply shall also be furnished to the street vendor, free of cost.
- (5) The street vendor may file a counter reply within a period of two weeks from the date of receipt of written reply filed by the Local Authority.
- (6) The Grievance Redressal Committee may order for a field enquiry by deputing one of its members or an official of the Local Authority in connection with the contentions made by the applicant or respondent and also with reference to the records placed before it.
- (7) The Grievance Redressal Committee, after hearing both the parties, shall pass an order in writing, with the reasons for taking the decision, within a period of one month from the date on which hearing of both the parties concluded.
- (8) The decision of the Grievance Redressal Committee shall be binding on the parties unless it is stayed by the Municipal Committee to which the appeal lies.

22. Appeal against decision or order of Town Vending Committee - (1) Any person, aggrieved by the decision or order of the Town Vending Committee, with respect to issue of certificate of vending or cancellation or suspension of certificate of vending, may prefer an appeal to the Local Authority within a period of thirty days from the date of decision of the Town Vending Committee, in the **Form V**, either himself or through his representative.

- (2) Any appeal filed after the expiry of the stipulated period specified in Sub-Rule (1) shall not be entertained by the Local Authority: Provided that the Local Authority may condone the delay if it is satisfied that the appellant was prevented by sufficient cause from preferring an appeal within the stipulated period.

- (3) The Local Authority shall dispose of such appeal within a period of thirty days from the date of filing of the appeal.
- (4) The Local Authority, after hearing both parties shall pass an order in writing, with reasons for taking such decision.

23. Appeal against decision or order of Grievance Redressal Committee:- (1) Any person, aggrieved by the decision of the Grievance Redressal Committee may prefer an appeal in writing to the Local Authority within a period of thirty days from the date of order of the Grievance Redressal Committee in **Form - VI** either himself or through his representative.

- (2) Any appeal filed after the expiry of the stipulated period specified in Sub-Rule (1) shall not be entertained by the Local Authority: Provided that the Local Authority may condone the delay if it is satisfied that the appellant was prevented by sufficient cause from preferring an appeal within the stipulated period.
- (3) The Local Authority, on receipt of appeal, shall issue a notice to the parties concerned intimating the date and time of hearing. The hearing date shall be fixed within thirty days from the date of filing of appeal.
- (4) The Local Authority, after hearing both parties, shall pass an order in writing within a period of thirty days from the date on which hearing of both the parties concluded.

24. The Town Vending Committee to furnish returns- The Town Vending Committee shall prepare and furnish to the Government and Local Authority the following:

A. Survey: -

- (i) The list of street vendors surveyed during the year.
- (ii) The name of area / wards where survey work has been completed along with date or completion of survey,
- (iii) The name of area / wards where survey work is in progress along with the date or start of survey and the date of likely completion
- (iv) The list of registered street vendors area / ward wise as on the last day of the year.

B. Receipt and disposal of application for issue of certificate of vending: -

- 1. The list of applications received for issue of certificate of vending during the year:
- 2. The list of applications disposed of during the year or which
 - (i) The list of applications accepted;
 - (ii) The list of applications denied; and
 - (iii) The list of applications pending as on the last day of the year.

C. Cases of suspension of certificate of vending: -

1. The list of cases in which action for suspension or certificate of vending initiated during the year;
2. The list of cases of suspension disposed or during the year of which;
 - (i) The list of certificate of vending were suspended;
 - (ii) The list of cases closed and the certificate of vending continued;
 - (iii) The list of cases pending as on the last day of the year.

D. Cases of cancellation of certificate of vending: -

1. The list of cases in which action for cancellation of certificate or vending initiated during the year
2. The list of cases of cancellation of certificate or vending disposed of during the year of which: -
 - (i) The list of certificates of vending cancelled;
 - (ii) The list of cases closed and certificate continued;
 - (iii) The list of cases pending on the last day of the year;

E. The minutes of meetings of Town Vending Committee held during the year.

F. Area / Ward wise list of vending zones identified along with the details such as area, colony, road, map of the vending zone, and the holding capacity.

G. Area / Ward wise number of registered street vendors that have been accommodated in the notified vending zones.

25. Manner of publishing summary of scheme:- The summary of the scheme notified by the State Government under Section 38 of the Act shall be published by the Local Authority in two local newspapers and shall also be uploaded on the website of Town Vending Committee. Such publication of scheme by the Local Authority shall be made within seven days from the date of scheme notified by the State Government.

26. Interpretation and removal of difficulty - If any difficulties arise in implementing the provisions of these Rules or for interpretation of any Rule, the matter shall be referred to the State Government and the decision of the Government thereon shall be final.

M. R. SYNREM,
Commissioner & Secretary to the Govt. of Meghalaya,
Urban Affairs Department.

FORM - I

[See Rule 6]

(Clause 9 of schedule)

**NOMINATION FORM FOR ELECTION OF MEMBERS OF TOWN VENDING
COMMITTEE****To,**

The Returning Officer ,.....

Town Vending Committee,

Sir,

I wife/son/daughter of Shri....., street vendor, vending in the area of jurisdiction of the Town Vending Committee, (Registration/ certificate of Vending No.....) hereby propose the name of Shri/Smt./ Ms.....wife/ son/ daughter of Shri.....and a street vendor of the said Town Vending Committee (Registration/Certificate of Vending No.....) as a candidate for the post of member of the said committee for the election to be held on.....

Name and signature of the proposer

Registration/ certificate of Vending No.

I,.....wife/son/daughter of Shri.....Registration/certificate of Vending No.....ofTown Vending Committee, hereby second the above proposal.

Name and signature of the Secunder.....

Registration/certificate of Vending No

DECLARATION BY THE CANDIDATE

I,.....wife/son/daughter of Shri....., street vendor, vending in the area of jurisdiction of the Town Vending Committee, (Registration/ certificate of Vending No.....) hereby agrees to my nomination for the election as member of the.....Town Vending Committee.

I further declare that -

(i) I am not employee of the said Town Vending Committee;

(ii) I am eligible to vote ; and

(iii) I do not incur any disqualification for election as member of the said Town Vending Committee under the provisions of the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 (Central Act No 7 of 2014) and the Meghalaya Street Vendors (Protection of Livelihood and Regulation of Street Vending) Rules, 2022 made there under.

Name and signature of the Candidate

Registration/ certificate of Vending No.....

(FOR OFFICE USE ONLY)

Received the nomination format.....(time and date) Signature of the Returning
Officer.....

ACKNOWLEDGEMENT

Received the nomination form of presented by Shri/ Smti./ Mscandidate/
proposer/ seconder for the election at am/pm.
On.....

Signature of the Returning Officer.....

Seal

FORM - II

[See Rule 6]

(Clause 15 of schedule)

BALLOT PAPER FOR ELECTION OF MEMBER OF A TOWN VENDING COMMITTEE

Ballot paper of election of members of a Town Vending Committee whose elections are to be conducted under Schedule I appended to the Meghalaya Street Vendors (Protection of Livelihoods and Regulation of Street Vending) Rules, 2022.

The.....Street Vending Committee

..... (Address)

(Counterfoil)

Ballot paper for the post of.....

Date of election.....

Sl. No

Registration/Certificate of Vending No.....No..... Ballot Paper.

Please mark [x] against one of the candidates

Sl.No.	Name of the candidate	Registration/Certificate of Vending No.	Mark for casting vote

FORM - III

[See Rule 6]

(Clause 16 of schedule)

Letter for Appointment of Election Agent/ Counting Agent

I,.....wife/son/daughter of Shri.....Registration /Certificate
of Vending No.....of.....Town Vending Committee contesting for election of member of the said
committee, hereby nominate the following person as my election agent/counting agent in the election of
Members of the said Town Vending Committee to be held on.....(specify date):-

Name and Signature of the Candidate.....

Registration/ Certificate of Vending No.....

I,.....son/ wife/ daughter of Shri..... address

..... am willing to be the election agent/ counting agent.

Signature of the Agent

FORM - IV

[See Rule 19]

APPLICATION BY THE AGGRIEVED STREET VENDOR TO THE GRIEVANCE

REDRESSAL COMMITTEE

Application No.....of 20...

.....Applicant

Vs

.....Respondent

1. Name of Applicant:
2. Address for correspondence:
3. ID Number given by Local Authority (if issued):
4. Number and the date of issue of Certificate for Vending:
5. Place or location of vending:
6. Zone or ward of vending:
7. Nature of vending:
 - I. Mobile
 - II. Stationary
 - III. Any other (specify)
8. Grievance against which authority:
9. Details of grievance or dispute (give full details):
10. Documents supporting grievance or dispute:
11. Declaration:

I,..... the applicant, do hereby solemnly declare that what is stated above is true to the best of my knowledge and information and files this application within the time limit prescribed in the Rules.

12. Place:

13. Date:

Signature of applicant

Note: Attach all the relevant documents with this application. If required, give full details of grievance or dispute on separate paper to be attached with this application.

FORM - V

[See Rule 21]

**APPEAL BY THE AGGRIEVED STREET VENDOR TO THE LOCAL AUTHORITY
AGAINST DECISION OF THE TOWN VENDING COMMITTEE**

Application No.....of 20...

.....Applicant

Vs

.....Respondent

1. Name of Applicant:
2. Address for correspondence:
3. ID Number given by Local Authority (if issued):
4. Number and the date of issue of Certificate for Vending:
5. Place or location of vending:
6. Zone or ward of vending:
7. Nature of vending:
 - I. Mobile
 - II. Stationary
 - III. Any other (specify)
8. Order of Town Vending Committee against which this appeal is preferred:
 - I. Rejection of Certificate of Vending
 - II. Suspension of Certificate of Vending
 - III. Cancellation of Certificate of Vending
9. Details of grounds of Appeal (give full details):
10. Documents supporting Appeal:
11. Declaration:

I,, the applicant, do hereby solemnly declare that what is stated above is true to the best of my knowledge and information and files this application within the time limit prescribed in the Rules.

12. Place:

13. Date:

Signature of applicant

Note: Attach all the relevant documents including order of Town Vending Committee with this appeal. If required, give reasons for filing the appeal on separate paper to be attached with this appeal.

FORM - VI

[See Rule 22]

**APPEAL BY THE AGGRIEVED STREET VENDOR TO THE LOCAL AUTHORITY
AGAINST DECISION OF THE GRIEVANCE REDRESSAL COMMITTEE**

Application No.....of 20...

.....Applicant

Vs

.....Respondent

1. Name of Applicant:

2. Address for correspondence:

3. ID Number given by Local Authority (if issued):

4. Number and the date of issue of Certificate for Vending:

5. Place or location of vending:

6. Zone or ward of vending:

7. Nature of vending:

I. Mobile

II. Stationary

III. Any other (specify)

8. Decision of Grievance Redressal Committee against which appeal is preferred:

9. Details of grounds of appeal (give full details):

10. Documents supporting appeal:

11. Declaration:

I, the applicant, do hereby solemnly declare that what is stated above is true to the best of my knowledge and information and files this application within the time limit prescribed in the Rules.

Place:

Date:

Signature of applicant

Note: Attach all the relevant documents including order of Grievance Redressal Committee with this appeal. If required, give reason for filing appeal on separate paper to be attached with this appeal.

The 8th September, 2022.

No.SYA.73/2017/214. - The Governor of Meghalaya is pleased to notify the revised **Guidelines under Chief Minister Youth Development Scheme which is here under:-**

Chief Minister's Youth Development Scheme

1. Rationale of the Scheme

In Meghalaya, the proportion of young people is higher than the national average- the percentage of population under the age of 45 is 85%, under 35 is 74% and under 25 is 59%. The age group 15 - 24 years has a population of over 8.5 Lakhs and constitutes approximately 22 percent of the State's population. This large proportion of the State's population, if provided the right opportunities, could become the key agents for social change, economic development, and technological innovation.

The Government of Meghalaya formulated the State Youth Policy in 2021 where in youth inclusion and engagement were two of the key interventions identified. The Revised Chief Minister's Youth Development scheme is an effort to enable and empower the district administrations through the department of sports and youth affairs to positively engage and empower the youth of the State.

The Government of Meghalaya has released the 'YESS' Programme (Youth Engagement Through Empowered Youth Organisations) scheme for financial assistance to youth organisations. Interested and eligible youth organisations wishing to avail the financial aid may submit their applications at <https://yessmeghalaya.in/signin.php>

2. Objectives of the Scheme

- a. To provide creative outlets to the Youth for positively channelling their energies and to strengthen the spirit of good citizenship, service to society and healthy social attitudes and orientation.
- b. To strengthen the commitment of youth to nation building, national unity and integration.
- c. To develop co-operative attitudes and working relationships between the administration and youth.
- d. To develop the aptitudes and skills of youth and to turn them towards productive employment.
- e. To increase awareness of youth and motivate them for social and economic development.

3. Target Group

- a. Rural/Urban youth residents of the State/Districts in the age group of 14 to 29
- b. Educated unemployed Youth
- c. Students and non-students
- d. Socially and economically disadvantaged youth

- e. Differently abled youth
- f. Migrant/Emigrant Youth

4. Nodal Department:

The Department of Sports & Youth Affairs shall be the Nodal Department for the scheme.

5. Eligible Stakeholders

This scheme shall extend financial aid to the following registered entities through the office of the respective Deputy Commissioners:

- a. Societies and Cooperatives
- b. Voluntary Organisations
- c. Sports/Youth/Cultural Clubs and Associations
- d. Not for profit organisations
- e. Socio Cultural Clubs
- f. Alumni Associations
- g. Community level youth institutions/organisations/groups
- h. Registered Sports Associations and Entities
- i. District Level State Government Departments

6. Permissible and Non-Permissible Activities/Programmes under the Scheme

The indicative non exhaustive list of permissible youth engagement activities and programmes that may be undertaken by the respective deputy commissioners are:

- a. Organisation of District level Youth Festivals
- b. Conduct of cleanliness drives in localities in districts
- c. Organisation of youth workshops/seminars
- d. Organisation of industry specific exposure trips
- e. Organisation of youth career counselling fairs etc.
- f. Organisation of sports events and tournaments
- g. Organisation of Chief Ministers Tournament/Cup in various sporting disciplines
- h. Organisation of ingenious sports competitions
- i. Organisation of community regeneration volunteering programmes
- j. Organisation of financial literacy workshops and seminars

- k. Organisation of digital literacy workshops and programmes
- l. Organisation of mental wellbeing seminars/workshops/counselling programmes
- m. Organisation of campaigns and programmes in line with the Sports Authority of India's Fit India Campaign
- n. Organisation of Neighbourhood youth parliaments
- o. Tournament/competition/events participation
- p. Procurement of sports equipment and consumables
- q. Undertaking minor repair works sports infrastructure

**The erstwhile scheme of Chief Ministers Guidance scheme which was earlier notified as part of this scheme shall be notified separately*

Funds under the scheme shall not be utilised for the following indicative activities:

- a. Loans
- b. Acquisition of land
- c. For religious worship or functions
- d. Completion of incomplete schemes started under any other programme
- e. Remuneration/salaries
- f. Any other programme not in conformity with activities listed

7. Allocation of funds

Funds shall be made available for the scheme in the annual budget of the Department of Sports & Youth Affairs.

The funds shall be drawn as a lumpsum grant in aid provided by the directorate of sports and youth affairs to the accounts of the respective district administrations.

The office of the deputy commissioners may organise programmes and events in line with this guideline costing not more than INR 2.00 Lakhs. Programmes and events costing more than INR 2.00 Lakhs would require the prior approval of the nodal department.

8. Scheme Implementation:

a. District Administrations

- At each district, a CMYDS Committee shall be constituted for the implementation of various programmes and activities under the scheme. The committee shall comprise of the following members:

Sl. No.	Member	Designation
1	Deputy Commissioner	Chairman
2	District Sports Officer	Convenor
3	Superintendent of Police	Member
4	Any other member deemed fit by Chairman	Member
5	Any other member deemed fit by Chairman	Member

- The nodal department shall draw the funds by the end of the first quarter and release to the respective deputy commissioners.
- Proposals with project value less than INR 2.00 Lakhs may be directly sanctioned/implemented by the respective Deputy Commissioners and a copy of the same to be shared with the nodal department for information.
- Projects above INR 2.00 Lakhs would require approval of the nodal department. The deputy commissioners shall submit proposals for implementing various projects under this scheme to the nodal department for their review and approval.
- A Committee constituted by the Nodal department shall scrutinize the proposals received from the respective deputy commissioners and accord approval.

b. Department of Sports & Youth Affairs

- Proposals upto the value of INR 5.00 Lakhs may directly be sanctioned by the Nodal Department for implementation.
- Proposals of value of over INR 5 Lakhs would require the approval of the minister in charge of Sports & Youth Affairs.
- A departmental committee shall be constituted for the evaluation and sanctioning of the proposals received. The committee shall comprise of:

Sl. No.	Member	Designation
1	Commissioner & Secretary, Department of Sports & Youth Affairs	Chairman
2	Under Secretary, Sports & youth Affairs Department	Convenor
3	Director, Directorate of Sports & Youth Affairs	Member
4	Asst. Director, Directorate of Sports & Youth Affairs	Member
5	Any other member deemed fit by Chairman	Member

9. Terms and Conditions:

- A single proposal shall not be submitted for funding under multiple schemes or programmes.
- The grants sanctioned shall be utilised only for the purpose it was sanctioned.
- The grant shall be released in two equal tranches by the office of the respective Deputy Commissioner/Nodal Department. The first tranche of the aid shall be released to Beneficiary and

post utilisation of the first tranche and validation by the office of the respective Deputy Commissioners/Nodal Department, the second tranche shall be released to the beneficiary.

- Utilization certificates from the beneficiaries should invariably be obtained and all procedures requirements and financial propriety ensured. Detailed accounts will be maintained by the Deputy Commissioners/Nodal Department for all expenditure incurred under the scheme.
- The implementation of the projects under the scheme shall be reviewed by the district level CMYDS committees/Nodal Department.
- The beneficiary must maintain a bank account in the name of the organisation and not of an individual whether by name or by designation. The account should be jointly operated by two office bearers of the beneficiary entity.
- The district level CMYDS Committees/Nodal department shall maintain the progress reports, and any other relevant information on the implementation of the approved programmes.
- The district level CMYDS Committees/Nodal Department shall conduct field visits and inspections to survey and review the implementation of the approved programmes.
- Any unspent balance out of the sanctioned funds under this scheme shall be credited to the bank account of the District Administration in accordance with the instructions that shall be provided along with the letter of sanction.
- The grant shall not be transferred to another organization or activity without the prior permission of the sanctioning authority.
- Adequate effort must be made by the beneficiary to publicize and promote the programme through social media and other traditional mediums. In all social media posts, the departments media handle must be tagged.
- Branded material for the programme as provided by the Office of the District Administration/Nodal department should be utilised in the approved programmes and activities.
- Active involvement in WhatsApp groups that will be created by the Nodal Department pertaining to the implementation of the schemes district wise.

VIJAY KUMAR D,

Commissioner & Secretary to the Govt. of Meghalaya,
Sports & Youth Affairs Department.